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PATENT

Docket No.: 050103-0575

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 49745  
Xiaoding MA, et al. : Confirmation Number: 2663  
Application No.: 10/776,191 : Group Art Unit: 1773  
Filed: February 12, 2004 : Examiner: Bernatz, Kevin M.

For: DUAL-LAYER CARBON-BASED PROTECTIVE OVERCOATS FOR  
RECORDING MEDIA BY FILTERED CATHODIC ARC DEPOSITION

TERMINAL DISCLAIMER AND CERTIFICATION  
UNDER RULES 1.321 & 3.73(b)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Your Petitioner, SEAGATE TECHNOLOGY LLC, a Limited Liability Company of the State of Delaware and having an office at 920 Disc Drive, P.O. Box 66360, Scotts Valley, California 95067-0360 represents that it is the Assignee of the entire right, title and interest in and to U. S. Application No. 10/776,191, entitled DUAL-LAYER CARBON-BASED PROTECTIVE OVERCOATS FOR RECORDING MEDIA BY FILTERED CATHODIC ARC DEPOSITION filed on February 12, 2004, by virtue of the Assignment dated December 19, 2003 and recorded at Reel 014983 Frame 0053.

Your Petitioner further represents that it is the assignee of the entire right, title and interest in and to United States Patent No. 6,613,422, dated September 2, 2003 by virtue of the Assignment dated November 15, 2001 and recorded on November 28, 2001 at Reel 012329 Frame 0285.

WDC99 1281067-1.050103.0575

Application No.: 10/776,191

Your Petitioner hereby disclaims the terminal part of any patent granted on said U. S. Application No. 10/776,191 which would extend beyond the expiration date of U. S. Patent No. 6,613,422 issued September 2, 2003.

Your Petitioner further agrees that any patent issuing on said U. S. Patent Application No. 10/776,191 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said U. S. Patent No. 6,613,422, this agreement to run with any patent granted on said U. S. Patent Application No. 10/776,191 and to be binding upon the grantee, its successor or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

**CERTIFICATE UNDER 37 CFR 3.73(b)**

SEAGATE TECHNOLOGY LLC a Limited Liability Company of the State of Delaware certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of:

**Application No.: 10/776,191**

An Assignment from the inventor(s) of the patent application identified above.

The assignment was recorded in the Patent and Trademark Office at Reel 014983, Frame 0053.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

The undersigned further declares that all statements made herein of its own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Please charge the \$130.00 Disclaimer fee to Deposit Account Number 500417.

Respectfully submitted,

Date: Sept 8 2006

Name: Raghunath S. Minisandram

Title: Sr. Director of Intellectual Property

Signature: Raghunath S. Minisandram